

**CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, on the below date:

Date: December 20, 2004 Name: Steven P. Shurtz Signature: /Steven P. Shurtz/

**BRINKS  
HOFER  
GILSON  
& LIONE**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Appln. of: Robert J. Yatka, et al.

Appln. No.: 10/712,114

Filed: November 13, 2003

For: METHOD OF CONTROLLING RELEASE  
OF N-SUBSTITUTED DERIVATIVES OF  
ASPARTAME IN CHEWING GUM AND  
GUM PRODUCED THEREBY

Attorney Docket No: 1391/1561

Examiner: Arthur L. Corbin

Art Unit: 1761

- Mail Stop After Final  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

**TRANSMITTAL**

Sir:

**Attached is/are:**

- Notice of Appeal.
- Return Receipt Postcard

**Fee calculation:**

- No additional fee is required.
- Small Entity.
- An extension fee in an amount of \$120.00 for a 1-month extension of time under 37 C.F.R. § 1.136(a).
- A petition or processing fee in an amount of \$\_\_\_\_\_ under 37 C.F.R. § 1.17(\_\_\_\_\_\_).
- An additional filing fee has been calculated as shown below:

	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Small Entity		or	Not a Small Entity	
					Rate	Add'l Fee		Rate	Add'l Fee
Total		Minus			x \$25=			x \$50=	
Indep.		Minus			x 100=			x \$200=	
First Presentation of Multiple Dep. Claim					+\$180=			+\$360=	
					Total	\$		Total	\$

**Fee payment:**

- A check in the amount of \$\_\_\_\_\_ is enclosed.
- Please charge Deposit Account No. 23-1925 in the amount of \$\_\_\_\_\_. A copy of this Transmittal is enclosed for this purpose.
- Payment by credit card in the amount of \$500 & \$120 (Form PTO-2038 is attached).
- The Director is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this paper (including any extension fee required to ensure that this paper is timely filed), or to credit any overpayment, to Deposit Account No. 23-1925.

December 20, 2004  
Date

Respectfully submitted,  
/Steven P. Shurtz/  
Steven P. Shurtz (Reg. No. 31,424)